

Attorney Docket No. 06016/LH

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September 4, 2008

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Hiroshi SAWADA
Serial No. : 10/567,614
Filed : June 8, 2006
For : HYDRAULIC DRIVING CONTROL
DEVICE AND HYDRAULIC SHOVEL
WITH THE CONTROL DEVICE
Art Unit : 3745
Examiner : LESLIE, MICHAEL S.
Confirm. No.: 2022

In the event that this
Paper is late filed, and
the necessary petition for
extension of time is not
filed concurrently
herewith, please consider
this as a Petition for the
requisite extension of
time, and to the extent
not already paid,
authorization to charge
the extension fee to
Account No. 06-1378. In
addition, authorization is
hereby given to charge any
fees for which payment has
not been submitted, or to
credit any overpayments,
to Account No. 06-1378.

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97(d)
WITH STATEMENTS UNDER 37 CFR 1.97(e)(1) AND 1.704(d) WITH FEE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a Japanese Office Action (and English
translation thereof) dated August 26, 2008, issued in a
counterpart Japanese application;
- (2) Copy of JP 2002-047965; and
- (3) IDS Form.

The USPTO fee of \$180.00 as set forth under 37 CFR 1.17(p)
for filing an IDS at this stage of prosecution (after issuance of

a Notice of Allowance) is being paid by credit card herewith. If any further fees are required, authorization is given to charge same against Account No. 06-1378.

An English translation of said Japanese Office Action is provided, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609.04(a) III).

An English language Abstract is provided for JP 2002-047965.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. (37 CFR 1.97(e)(1))

STATEMENT UNDER 37 C.F.R. 1.704(d)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart application, and this communication was not received by any individual designated in

37 CFR 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. (37 CFR 1.704(d))

It is requested that an initialed copy of the attached IDS Form be returned to indicate that JP 2002-047965 listed therein has been considered and made of record.

Respectfully submitted,



Leonard Holtz, Esq.
Reg. No. 22,874

Encls.

Dated: September 4, 2008

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